BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference No. 48 of 1978

THE WORKMEN AND THE MANAGEMENT OF M/S MODI TEXTILE MILLS LTD. RAI-SONEPAT

Present:—

Shri Ram Sarup Lakra, for the workmen.

Shri Dev Dutt Tiwari, for the management.

AWARD

By order No. ID/HK/605-77/8023, dated the 20th February, 1978 the Governor of Haryana, referred the following dispute between the management of M/s Modi Textile Mills Ltd., Rai-Sonepat and its workmen to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947:—

(i) Whether the workmen are entitled the grant of bonus for the year 1976-77? If so, with what details?

(ii) Whether the workmen should be supplied with attendance cards? If so, with what details?

(iii) Whether the workmen are entitled to any residential accommodation or an allowance in lieu thereof ? If so, with what details?

(iv) Whether the workmen are entitled to the grant of dearness allowance? If so, with what details?

(v) Whether the workmen should be given annual increment ? If so, with what details?

(vi) Whether the workmen who have served for a long time should be made permanent? If so, with what details?

(vii) Whether the workmen should be supplied with uniforms? If so, with what details?

On receipt of the order of reference, notices were issued to to the parties. The parties appeared and filed their pleadings. The parties were at issue regarding a settlement that had been filed before this Tribunal. Therefore, an issue was framed on 21st July, 1978 as issue No. 1.

(1) Whether the settlement marked 'A' has been duly executed by the parties and is just and fair?

The case was fixed for the evidence of the management. It was at this stage that the dispute was settled and the parties produced a settlement Ex. MW-1, Both the parties prayed that award be given in terms of the settlement. I have gone through the settlement which is just and fair. I, therfore, give my award in terms of the settlement as follows;—

(1) That the workmen are entitled to the grant of bonus for the year 1976-77 at the rate of 8.33% of the wages. The bonus shall be paid to the workmen by the end of October, 1978.

2. That all other disputes mentioned in this reference shall be deemed to have already been settled,—*vide* settlement, dated 17th January, 1978, and the settlement between the parties, dated 17th January, 1978 shall govern other demands raised,—*vide* demand notice, dated 27th October, 1977. and the dispute referred in this reference.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

The 6th November, 1978.

No. 1102 dated the 7th November, 1978

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

The 20th November, 1978

No. 11(112)3Lab-78/10006.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad in respect of the dispute between the workman and the management of M/s Mimec India (P) Ltd., Plot No. 14, Sector 6, Faridabad.

BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference No 381 of 1978

between

SHRI OM PARKASH YADAV, WORKMAN AND THE MANAGEMENT OF M/S MIMEC INDIA (P) LTD., PLOT No. 14, SECTOR 6, FARIDABAD

Present :

Nemo, for the workman.

Shri R. C. Sharma, for the management.

AWARD

By order No. ID/FD/60-78/39049, dated the 28th August, 1978 the Governor of Haryana, referred the following dispute between the management of M/s Mimec India (P) Ltd., Plot No. 14, Sector 6, Faridabad and its workman Shri Om Parkash Yadav, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

Whether the termination of services of Shri Om Parkash Yadav was justified and in order ? If not, to what relief is he entitled ?

On receipt of the order of reference, notices were issued to the parties. Service was effected on both the parties but non appeared for the workman, although the representative for the management appeared. The case was liable to be dismissed in default. I, therefore, give my award that there exists no dispute between the parties at present.

NATHU AAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

Dated the 6th November, 1978.

No. 1107, dated the 7th November, 1978.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 11(112) 3 Lab-78/10007—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad in respect of the dispute between the workman and the management of M/s Goyal Steel, Tikona Park, N. I. T., Faridabad :—

BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference No. 71 of 1978

between

SHRI RAM SARUP, WORKMAN AND THE MANAGEMENT OF M/S GOYAL STEEL, TIKONA PARK, N. I. T., FARIDABAD

Present :

Shri Roshon Lal Sharma, for the workman.

Shri S. L. Gupta, for the management.

AWARD

By order No. ID/FD/57-78/9572, dated the 3rd March, 1978, the Governor of Haryana, referred the following the dispute between the management of M/s Goyal Steel, Tikona Park, N. I. T., Faridabad

and its workman Shri Ram Sarup, to this Tribunal, for adjudication in exercise of the powers conferred by clause (d) sub-section (1) of section 10 of the Industrial Disputes Act, 1947:—

Whether the termination of services of Shri Ram Sarup, was justified and in order ? If not, to what relief is he entitled ?

On receipt of the order of reference, notices were issued to the parties. The parties appeared, and filed their pleadings. From the pleadings of the parties, the following issues were framed on 12th July, 1978.

(1) Whether the termination of services of Shri Ram Sarup, was justified and in order ? If not, to what relief is he entitled ?

(2) Whether the workman is gainfully employed ? If so, since when at what day ?

(3) Relief ?

The case was fixed for the evidence of the management. It was at this stage that a settlement was arrived at between the parties according to which a sum of Rs. 2,750 was paid to the workman in full and final settlement. Statements of the representatives for the parties were recorded. The workman agreed that after receipt of a sum of Rs 2,750 which has been paid to him before this Tribunal, he shall have no claim whatsoever and the termination of his service shall be deemed justified. The above said sum was paid before the Tribunal.

In view of the settlement, I give my award that the termination of service of the workman concerned was justified and in order. He is not entitled to any relief as he had received a sum of Rs 2,750 before this Tribunal in satisfaction of all his claim and dispute.

NATHU RAM SHARMA.

Dated the 6th November, 1978.

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 1108, dated the 7th November, 1978.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 11 (112) 3 Lab-78/10008.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s P. K. Industries, Mathura Road, Faridabad :—

BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference No 327 of 1978

between

SHRIMATI PADAM KAUR, WORKMAN AND THE MANAGEMENT OF M/S P. K. INDUSTRIES, MATHURA ROAD, FARIDABAD

Present:

Nemo, for the workman.

Shri R. C. Sharma, for the management.

AWARD

By order No. ID/FD/103-78/37637, dated 14th August, 1978 the Governor of Haryana, referred the following dispute between the management of M/s P. K. Industries, Mathura Road, Faridabad and its workman Shrimati Padam Kaur, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) sub-section (1) of section 10 of the Industrial Disputes Act 1947 :—

Whether termination of services of Shrimati Padam Kaur was justified and in order ? If not, to what relief is she entitled ?

On receipt of the order of reference, notices were issued to the parties. Notice had been served on the workman but she did not appear on the date fixed, although the representative for the management appeared. It seems that the workman is not interested in pursuing her dispute. The case is therefore, liable to dismissal in default.

I, therefore, give my award that there exists no dispute between the parties at present.

NATHU RAM SHARMA,

The 6th November, 1978.

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 1109, dated the 7th November, 1978.

Forwarded, (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 11(112)3Lab-78/10009.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the persiding Officer, Industrial Tribunal Faridabad in respect of the dispute between he workman and the managment of M/s Frick India Limited, Main Mathura Road, Faridabad.

BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL HARYANA, FARIDABAD.

Reference No. 328 of 1978

between

SHRI HARISH CHAND WORKMAN AND THE MANAGEMENT OF M/S FRICK INDIA LIMITED, MAIN MATHURA ROAD, FARIDABAD.

Present:—

Shri Bhim Singh Yadav, for the workman.

Shri R. Gogna, for the management.

AWARD

By order No. ID/FD/39/78/37663, dated 14th August, 1978 the Governor of Haryana, referred the following dispute between the management of M/s Frick India Limited, Main Mathura Road, Faridabad and its workman Shri Harish Chand, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) sub-section (1) of section 10 of the Industrial Disputes Act, 1947:—

Whether the termination of services of Shri Harish Chand was justified and in order? If not, to what relief is he entitled?

On receipt of the order of reference, notices were issued to the parties. The parties appeared. In this case, the workman has received a sum of Rs 309.55 from the management in full and final settlement of his claim and dispute. Original voucher was shown to the representative for the workman who raised no objection to its execution. The copy of voucher has been produced by the management.

I, therefore, give my award that the termination of services of the workman concerned was justified and in order. He is not entitled to any relief.

Dated the 6th November, 1978.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 1110, dated the 7th November, 1978

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 11(112) 3Lab-78/10010.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947) the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal Faridabad in respect of the dispute between the workman and the management of M/s Anand Ankoor Garments and Co., Sector 24, Faridabad.

BEFORE SHRI NATHU RAM SHARMA, PRESIDINC OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD.

Reference No. 223 of 1978

between

SHRI ANIL MALHOTRA WORKMAN AND THE MANAGEMENT OF M/s ANAND ANKOOR GARMENTS AND CO., SECTOR-24, FARIDABAD.

Present:—

Shri Sagar Ram Gupta, for the workman.

Nemo, for the management.

AWARD

By order No. ID/32701, dated 13th July, 1978, the Governor of Haryana, referred the following dispute between the management of M/s Anand Ankoor Garments and Co., Sector-24, Faridabad and its workman Shri Anil Malhotra, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) sub-section (1) of section 10 of the Industrial Disputes Act, 1947:—

Whether the termination of services of Shri Anial Malhotra was justified and in order? If not, to what relief is he entitled ?

On receipt of the order of reference, notices were issued to the parties. The representative for the workman appeared who stated that the workman has received all his dues from the management and has left for good and he did not want to proceed with the case.

I, therefore, give my award that the termination of service of the workman concerned was justified and in order. He is not entitled to any relief.

Dated 6th November, 1978.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 1111, dated the 7th November, 1978

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.